REMARKS/ARGUMENTS

Reconsideration of this application is requested. Claims 1-29 are in the case.

I. **ELECTION/RESTRICTION**

In response to the restriction requirement, Group II (claims 1-29 drawn to yeast promoter, expression vectors, host cells and methods of expressing a protein featuring a promoter comprising at least 17 contiguous nucleotides of SEQ ID NO:2, classified in class 435, subclass 69.1) is hereby elected. The election is with traverse.

II. CLAIM AMENDMENTS

In order to expedite prosecution, the claims in this application have been amended so as to refer to SEQ ID NO:2, in accordance with the election of Group II. Cancellation of subject matter from the claims by way of the present amendment has been effected without prejudice to the possibility of pursuing the cancelled subject matter in a separate divisional application.

Favorable action on this application is awaited.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:

No. 29.009

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